## UNITED STATES DISTRICT COURT WESTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

| DON E. TOWNSEND #21158, | ) |                           |
|-------------------------|---|---------------------------|
| Petitioner,             | ) |                           |
|                         | ) | No. 1:13-cv-488           |
| -V-                     | ) |                           |
|                         | ) | HONORABLE PAUL L. MALONEY |
| WILLIE O. SMITH,        | ) |                           |
| Respondent.             | ) |                           |
|                         | ) |                           |

## **JUDGMENT**

Having denied Petitioner Don E. Townsend's motion to apply equitable tolling and seek relief under 28 U.S.C. § 2254, as required by Federal Rule of Civil Procedure 58, **JUDGMENT** enters in favor of Respondent and against Petitioner.

THIS ACTION IS TERMINATED.

IT IS SO ORDERED.

Date: August 26, 2015

/s/ Paul L. Maloney

Paul L. Maloney

United States District Judge